S.B.Criminal Misc. Petition No.111/2005
(Smt. Koji Devi & Ors. Vs. State of Rajasthan & Anr.)

Date of order : 18.7.2006

HON'BLE MR.H.R.PANWAR,J.

None present for the petitioners.
Mr.Ashok Upadhyaya, P.P.

By the instant criminal misc. petition under section 482 Cr.P.C., the petitioners have assailed the order dt. 10.3.2004 passed by Judicial Magistrate, Bikaner (for short 'the trial court' hereinafter), whereby the trial court took the cognizance of the offence under section 494/120-B I.P.C.

I have carefully gone through the order impugned.

The trial court by a well reasoned and elaborate order, took the cognizance of the aforesaid offence and issued process. Order taking cognizance cannot be resulted in serious miscarriage of justice or abuse of process of any court.

More so, the petition was filed way back on 21.6.2004 and there being no interim order. By now, the trial court might have proceeded, framed the charges and recorded the evidence. In the circumstances, therefore, the petition has no merit. It is accordingly dismissed.

(H.R.PANWAR),J.

m.asif/-